

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Zheng J. Li, et al. : :

APPLICATION NO.: 10/652,933 : Examiner: Elli Peselev

FILING DATE: August 28, 2003 : Group Art Unit: 1623

TITLE: CRYSTAL FORMS OF AZITHROMYCIN : :

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated March 15, 2006 of the Primary Examiner finally rejecting claims 126 and 128-145.

Appeal Fee \$500.00:

- Not required (fee paid in prior appeal in the application).
- Charge to Deposit Account No. 16-1445.
- The Commissioner is hereby authorized to charge any additional fees which may be required under 37 C.F.R. §§1.16 and 1.17, or credit any overpayment, to Deposit Account No. 16-1445.

The final Office Action was issued on March 15, 2006 and a Notice of Appeal is due prior to June 15, 2006. Therefore, the present Notice of Appeal is being timely filed.

Date: June 14, 2006

/ Lance Y. Liu /

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